

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
Charlotte Division**

IN RE:

GARLOCK SEALING TECHNOLOGIES
LLC, et al.,

Debtors.¹

Case No. 10-BK-31607

Chapter 11

Jointly Administered

**DEBTORS' OBJECTIONS TO FUTURE ASBESTOS CLAIMANTS'
REPRESENTATIVE'S LIST OF EXHIBITS AND DESIGNATED
DEPOSITION TESTIMONY FOR THE EVIDENTIARY RECORD ON
ESTIMATION OF MESOTHELIOMA CLAIMS**

Debtors, by and through their undersigned counsel, hereby enter their objections to the Future Asbestos Claimants' Representative's (the "FCR") List of Exhibits and Designated Deposition Testimony for the Evidentiary Record on Estimation of Mesothelioma Claims (Docket No. 3192) (the "FCR Exhibit List"). Debtors previously served their objections to the FCR's deposition designations in their Final Post-trial Exhibit List (Docket No. 3208), and Debtors hereby reassert those objections in response to the deposition designations in the FCR Exhibit List.

GENERAL OBJECTIONS & LIMITATIONS

With respect to exhibits offered and admitted at trial, Debtors continue to assert, and do not waive, all objections asserted on the record at trial. Further, with respect to exhibits offered and admitted at trial and exhibits on the FCR Exhibit List, Debtors continue to assert, and do not waive, all standing objections, including standing objections to admission of (i) settlements and settlement-related material

¹ The debtors in these jointly administered cases are Garlock Sealing Technologies LLC; Garrison Litigation Management Group, Ltd.; and The Anchor Packing Company (hereinafter "Garlock" or "Debtors").

under Rule 408, (ii) estimates of asbestos litigation expenditures and related documents, and (iii) documents that Debtors contend are privileged but Debtors were required to produce.

In addition to and without limiting the foregoing, the Debtors hereby identify specific exhibits to which they object, for the reasons reflected below.

The legend for the Debtors' objections is the following:

<i>Basis for Objection</i>	<i>Shorthand Reference</i>
Exhibit is not complete	106
Exhibit is not relevant	402
Exhibit's probative value is substantially outweighed by danger of unfair prejudice, confusion of the issues, undue delay, wasting time and/or cumulative evidence.	403
Exhibit contains or relies on evidence of subsequent remedial measures	407
Exhibit contains or relies on insurance information to establish liability	411
Exhibit contains evidence that violates Rule 702 and <i>Daubert's</i> rules on expert opinions	702
Exhibit is hearsay (to the extent it contains statements that are not made by Debtors' agents)	802
Exhibit is not authentic	901
Exhibit contains or relies on settlement information to establish liability, and is subject to Debtors' standing objection	SO-408
Exhibit contains privileged work product and/or attorney-client communications, and is subject to Debtors' standing objection	SO-Privilege
Exhibit contains or relies on Debtors' reserve estimate information, and is subject to Debtors' standing objection	SO-Reserve

EXHIBITS OFFERED BY FCR

EXHIBIT	DOCUMENT	PURPOSE	RBH OBJECTIONS
FCR-33	Curriculum Vitae of Francine F. Rabinovitz, Ph.D.	Substantive	No objection
FCR-34	Curriculum Vitae of Joseph P. Radecki, Jr.	Substantive	No objection
FCR-35	Powerpoint Used in Charles Bates Cross	Demonstrative	402; 403; 702
FCR-36	Defense Costs Table Used in Charles Bates Cross	Demonstrative	402; 403
FCR-37	Asbestos Claims Internal Estimates, October 13, 2004 (GST-EST-0108364-73)	Admitted	402; 403; SO-Reserve; SO-408
FCR-38	Preliminary Estimates 2009 (GST-EST-0122604-22)	Admitted	402; 403; SO-Reserve; SO-408
FCR-39	EnPro Industries, Inc. Form 10-K for fiscal year ended December 31, 2006	Admitted	402; 403; SO-Reserve; SO-408
FCR-40	Expert Report of Francine F. Rabinovitz, Ph.D.	104/Demonstrative	402; 403; 702; SO-408
FCR-41	Rebuttal Report of Francine F. Rabinovitz, Ph.D.	104/Demonstrative	402; 403; 702; SO-408
FCR-42	Powerpoint Used in Francine F. Rabinovitz, Ph.D. Direct	Demonstrative	402; 403; 702; SO-408
FCR-43	Chart – Pending & Future Garlock Mesothelioma Liabilities With Dr. Bates’ Exposure Deduction, by Verdict Rate and Number of Liable Parties	Demonstrative	402; 403; 702
FCR-44	Chart – Pending & Future Garlock Mesothelioma Liabilities Without Dr. Bates’ Exposure Deduction, by Verdict Rate and Number of Liable Parties	Demonstrative	402; 403; 702
FCR-45	Expert Report of Joseph P. Radecki, Jr.	Substantive	No objection
FCR-46	Rebuttal Report of Joseph P. Radecki, Jr.	Substantive	No objection
FCR-47	Powerpoint Used in Joseph P.	Demonstrative	No objection

	Radecki, Jr. Direct		
FCR-48	Deposition Transcript of Joseph P. Radecki, Jr., June 12, 2013	Substantive	No objection
FCR-49	Analysis of Contingent Asbestos Liabilities Prepared by Tillinghast-Towers Perrin, December 13, 2000 (GST-EST-0128561-8854)	Substantive	402; 403; SO-408; SO-Reserve
FCR-50	EnPro Industries, Inc. Form 10-K for fiscal year ended December 31, 2009	Substantive	402; 403; SO-408; SO-Reserve
FCR-51	Affidavit of Donald G. Pomeroy, II in Support of First Day Relief [Dkt. No. 3], June 5, 2010	Substantive	402; 403; SO-408
FCR-52	Letter from J. Krisko re Production of Asbestos Claims Database, May 18, 2011	Substantive	No objection

VIDEO DEPOSITION TESTIMONY PLAYED AT TRIAL

Debtors object to the transcript portions below to the extent indicated in their objections to the FCR's deposition designations in Debtors' Final Post-trial Exhibit List (Docket No. 3208).

HEARING TRANSCRIPT	DEPONENT	DEPOSITION TRANSCRIPT
Tr. 1365:13-16 (Radecki), 7/26/13 PM	Karl Snow (June 12, 2013)	100:10-103:8
Tr. 4219:1-5 (Rabinovitz), 8/9/13	David Glaspy (June 25, 2013)	262:20-263:1

This 26th day of November, 2013.

Respectfully submitted,

/s/ Garland S. Cassada

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